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**Fax Transmission**

October 23, 2001

TO: Commissioner for  
Patents  
Attn: Examiner Shakeel Ahmed  
Patent Examining Corps  
Facsimile Center  
Washington, D.C. 20231

FROM: Melissa Jean Pytel

OUR REF: 9192.16USWO  
TELEPHONE: 3612.371.5304

Total pages, including cover letter:

**7**PTO FAX NUMBER 1-703-305-3230

If you do NOT receive all of the pages, please telephone us at 612.371.5304, or fax us at 612.332.9081.

Title of Document Transmitted:

Communication regarding previously  
submitted, signed Combined Declaration and  
Power of Attorney and copy of postcard.

Applicant: BINLEY ET AL.  
Serial No.: 09/787,562  
Filed: July 5, 2000  
Group Art Unit: Unknown  
Our Ref. No.: 9192.16USWO

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

By:

Name: Melissa Jean PytelReg. No.: 41,512

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

October 23, 2001

Shannon L. Starks  
Signature

October 23, 2001  
Date

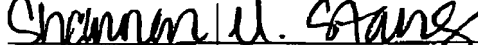
S/N 09/787,562

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|             |  |                 |                |
|-------------|--|-----------------|----------------|
| Applicant:  | BINLEY, ET AL                              | Examiner:       | AHMED, SHAKEEL |
| Serial No.: | 09/787,562                                 | Group Art Unit: | UNKNOWN        |
| Filed:      | JULY 5, 2000                               | Docket No.:     | 9192.16USWO    |
| Title:      | POLYNUCLEOTIDE CONSTRUCTS AND USES THEREOF |                 |                |

CERTIFICATE UNDER 37 CFR 1.6(d):

I hereby certify that this correspondence is being transmitted via facsimile on October 23, 2001.

  
Shannon M. StangCOMMUNICATIONCommissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Pursuant to the Examiner's request, Applicant is resubmitting a copy of the signed Combined Declaration and Power of Attorney previously submitted on July 5, 2001 in the above-referenced patent application. A copy of the stamped postcard indicating that the U.S. Patent and Trademark Office received the signed Declaration on July 6, 2001 is also submitted.

Respectfully submitted,

MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, Minnesota 55402-0903  
(612) 332-5300Dated: October 23, 2001By: Melissa Jean Pytel  
Reg. No. 41,512

23552

PATENT TRADEMARK OFFICE

Receipt is hereby acknowledged for the following in the U.S. Patent and Trademark Office:

In re Application of: BINLEY et al.

For: POLYNUCLEOTIDE CONSTRUCTS AND USES THEREOF

Docket No.: 9192.16USWO

Filed: March 19, 2001

Serial No.: 09/787,562

Due Date:

Express Mail No.: EL669941605US

Date of Deposit: July 5, 2001

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Signed Combined Declaration and Power of Attorney
- ☒ Information Disclosure Statement, Form 1449, 115 Reference(s)
- ☒ Check(s) in the amount of \$130.00 for Missing Requirements Fee
- ☒ Other: Communication Regarding Missing Requirements
- ☒ Return postcard

Patent



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JC17 Rec'd PCT/PTO 06 JUL 2001